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A Professional Corporation

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9 Attorneys for Plaintiff,

HEXCEL CORPORATION, Reorganized Debtor

11 IN THE UNITED STATES BANKRUPTCY COURT

12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 OAKLAND DIVISION

15 In re:

16 HEXCEL CORPORATION, a Delaware  
17 corporation,

18 Reorganized Debtor.

20 HEXCEL CORPORATION, a Delaware  
21 corporation,

22 Plaintiff,

23 vs.

24 NEW JERSEY DEPARTMENT OF  
ENVIRONMENTAL PROTECTION,  
25 UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY,

26 Defendants.

Case No. 93-48535 T

Chapter 11

A.P. No. 04-4246

Date: September 23, 2004

Time: 11:00 a.m.

Place: 1300 Clay Street  
Courtroom No. 201  
Oakland, CA

Judge: Hon. Leslie Tchaikovsky ✓

27 STIPULATION FOR CONTINUANCE OF STATUS CONFERENCE

ORIGINAL FILED

SEP 20 2004

BANKRUPTCY COURT  
OAKLAND, CALIFORNIA

1 This Stipulation is entered into by and among Hexcel Corporation, a Delaware corporation  
2 and the reorganized debtor and plaintiff herein ("Hexcel"), the New Jersey Department of  
3 Environmental Protection, a defendant herein (the "NJDEP"), and the United States Environmental  
4 Protection Agency, a defendant herein (the "USEPA"), through their respective counsel of record, as  
5 follows:

6 **RECITALS**

7 WHEREAS, Hexcel commenced voluntary reorganization proceedings under chapter 11 of  
8 the Bankruptcy Code on December 6, 1993.

9 WHEREAS, a plan was confirmed in Hexcel's chapter 11 case in January 1995 and a Final  
10 Decree was entered closing Hexcel's chapter 11 case on or about March 23, 1998.

11 WHEREAS, in July 2004, Hexcel requested and obtained an order reopening its chapter 11  
12 case in order to seek declaratory and injunctive relief against the NJDEP and the USEPA.

13 WHEREAS, Hexcel filed a complaint for declaratory and injunctive relief against the NJDEP  
14 and USEPA on July 29, 2004 commencing the within adversary proceeding.

15 WHEREAS, the Court scheduled an initial status conference in the within action for  
16 September 23, 2004 at 11:00 a.m.

17 WHEREAS, the USEPA and the USEPA filed their respective answers herein on or about  
18 September 3, 2004.

19 WHEREAS, the parties have held a discovery conference but have not finalized their joint  
20 discovery plan.

21 WHEREAS, the parties seek to continue the initial status conference for approximately thirty  
22 (30) days to enable them to complete a joint discovery plan.

23 NOW, THEREFORE, the parties hereby stipulated and agree as follows:

24 **STIPULATED TERMS**

25 1. Subject to Bankruptcy Court approval, the parties hereto agree to continue the initial  
26 status conference to October 18, 2004 at 11:00 a.m. — Eastern or Pacific

27 2. Pending the continued status conference, the parties shall use their best efforts to  
28 complete and file a joint discovery plan in advance of the continued status conference.

Discontinued  
9/28/04

1 Dated: September 16, 2004

BAKER BOTTS LLP  
and  
GOLDBERG, STINNETT, MEYERS & DAVIS  
A Professional Corporation

2  
3  
4 By: 

Katherine D. Ray, Esq.  
Attorneys for Hexcel Corporation, Plaintiff

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6  
7 DATED: September 16, 2004

ATTORNEY GENERAL OF NEW JERSEY

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9  
10 By: 

Joan Olawski-Stiener, Esq.  
Deputy Attorney General  
Attorneys for Defendant, The New Jersey  
Department of Environmental Protection

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12  
13  
14 DATED: September 16, 2004

UNITED STATES DEPARTMENT OF JUSTICE

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16  
17 By: 

Elise S. Feldman  
Attorneys for Defendant, United States  
Environmental Protection Agency

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19  
20 **ORDER**

21 It is so ORDERED.

22 Dated: September 16, 2004.

Leslie Tchaikovsky

23 THE HONORABLE LESLIE TCHAIKOVSKY  
24 United States Bankruptcy Judge